

**MINUTES FOR THE COURT OF APPEAL
STATE OF CALIFORNIA
SECOND APPELLATE District**

April 23,2007

DIVISION TWO

Court convened at 9:00 a.m.

Present: Boren, P.J., Doi Todd, J., Ashmann-Gerst, J., Chavez, J. and Joyce Hatter,
Deputy Clerk.

Each of the following:

B190525 People v. Escobar

B188288 People v. Gaines

B194423 People v. Luis H.

B189381 People v. Tardiff

B185821 Amin v. Ghorbani

Argument waived, cause submitted.

B194035 People
 v.
 Washington

Merits:

Argued by Cassandra Hart-Franklin, Deputy District Attorney for appellant
and by Felicia Kahn Grant, Deputy Alternate Public Defender for
respondent. Cause submitted.

DIVISION TWO (continued)

B187084 Sheila Cochran-McKinney
 v.
 County of Los Angeles, et al.

Merits:

Argued by Gary Brown for appellant and by Daniel P. Barer for respondents. Cause submitted.

B187644 Margherita Underhill
 v.
 Long Beach Memorial Medical Center
 Eliezer Nusbaum, M.D.

Merits:

Argued by Douglas G. Benedon for appellant, by Kent M. Bridwell for respondent Long Beach Memorial Medical Center and by Susan H. Schmid for respondent Eliezer Nussbaum, M.D. Cause submitted.

B185517 Vermont & 43rd Medical Cline, Inc.
 v.
 Molina Medical Centers, Inc.

Merits:

Argued by William A. Brown, Jr. for appellant and by Robert B. Ericson for respondent. Cause submitted.

B192641 Brian Zink
 v.
 Judicial Watch, Inc.

Merits:

Argued by Arthur Aaronson for appellant and by Candice E. Jackson for respondent. Cause submitted.

Court recessed.

April 23, 2007 (Continued)

DIVISION TWO (continued)

Court reconvened at 1:00 p.m.

Present: Boren, P.J., Doi Todd, J., Ashmann-Gerst, J., Chavez, J. and Joyce Hatter,
Deputy Clerk.

Each of the following:

B192350 People v. Gonsales
B190250 People v. Winget
B190062 De Palma v. Rodriguez
B187700 Ohara v. Kim
B193969 In re: Brandon S.
B196738 Cesar S. v. SCLA; DCFS
B197039 Jose S. v. SCLA; DCFS

Argument waived, cause submitted.

B188951 People
 v.
 Ross

Merits:

Argued by Margaret E. Dunk for appellant and no appearance by
respondent. Cause argued, submission deferred.

B189428 People
 v.
 Vasquez, Jr.

Merits:

Argued by Edward J. Haggerty for appellant and by Noah P. Hill, Deputy
Attorney General for respondent. Cause submitted.

DIVISION TWO (continued)

B188471 People
 v.
 Mayo

Merits:

Argued by Joanna Rehm for appellant and by Robert S. Henry, Deputy Attorney General for respondent. Cause argued, submission deferred.

B187553 People
 v.
 Santoyo

Merits:

Argued by Maxine Weksler for appellant and by Thomas C. Hsieh, Deputy Attorney General for respondent. Cause submitted.

B190949 Louis Bernstein
 v.
 Jamie Schloss

Merits:

Argued by David Coleman for appellant and by Jamie Schloss for respondent Jamie Schloss and Michael G. York for respondent Michael G. York. Cause submitted.

B190145 Ahdoot, et al.
 v.
 10811 Ashton Apartments, et al.

Merits:

Argued by James H. Lehr for appellant and by Alfred Vargas for respondent. Cause submitted.

April 23, 2007 (Continued)

DIVISION TWO (continued)

B187256 Hollywood Screentest of America, Inc., et al.
v.
NBC Universal, Inc., et al.

Merits:

Argued by Edward J. Horowitz for appellants and by Bruce A. Wessel for respondents. Cause submitted.

B190834 Universal Metals Inc., et al.
v.
Jade Alliance, LTD.

Merits:

Argued by Mary X. Nguyen for appellant and by Miriam L. Wu for respondent. Cause submitted.

Court adjourned.

DIVISION THREE

B193828 People (Not for Publication)
v.
Jose Jesus Jimenez

The judgment is affirmed.

Croskey, J.

We concur: Klein, P.J.
Aldrich, J.

DIVISION THREE (continued)

B184856 Commission Of The Holy Community Church, (Not for Publication)
v.
Bang, etc., et al.

The judgment is affirmed. Respondents are awarded all costs on appeal.

Aldrich, J.

We concur: Croskey, Acting P.J.
 Kitching, J.

B192209 Los Angeles County, D.C.S. (Not for Publication)
v.
Rodrigo R.

The order is affirmed.

Aldrich, J.

We concur: Croskey, Acting P.J.
 Kitching, J.

DIVISION FOUR

B196274 Jesus P. (Not for Publication)
v.
Superior Court, Los Angeles County
(Los Angeles County Department of Children and Family Services et al

The writ petition is denied.

Manella, J.

We concur: Epstein, P.J.
 Suzukawa, J.

April 23, 2007 (Continued)

DIVISION FOUR (continued)

B186089 People (Not for Publication)

V.
Hernandez

The consecutive sentence imposed for dissuading a witness (count 3) is stayed pursuant to section 654. In all other respects, the judgment is affirmed. The trial court is directed to prepare a corrected abstract of judgment and forward it to the Department of Corrections.

Suzukawa, J.

We concur: Epstein, P.J.
Willhite, J.

B192166 Los Angeles County, D.C.S. (Not for Publication)

V.
Louis S. et al.

The order denying Grandparents de facto parent status is reversed.

Suzukawa, J.

We concur: Willhite, Acting P.J.
Manella, J.

B191137 Superstars, Inc. (Not for Publication)

v.
L.S.A. Corporation

The judgment (order of dismissal) is affirmed.

Willhite, Acting P.J.

We concur: Manella, J.
Suzukawa, J.

DIVISION FIVE

B194568 Children's Law Center (Certified for Publication)

v.

Los Angeles County, DCS

The juvenile court's order of disqualification is reversed.

Mosk, J.

I concur: Armstrong, J. (opinion)

I dissent: Turner, P.J. (opinion)

B190331 Jasbir Singh (Not for Publication)

v.

Rapinder Singh Chima, et al.

The judgment is reversed as to Rapinder and Palvinder and dismissed as to Rajinder. Rapinder and Palvinder are awarded their costs on appeal.

Mosk, J.

I concur: Armstrong, J.

I dissent: Turner, P.J. (opinion)

B189856 PCO Inc. et al.

v.

Christiansen Miller et al

Cause submitted this date.

April 23, 2007 (Continued)

DIVISION SIX

[illegible]

The judgment is affirmed. Costs are awarded to respondents on appeal.

Gilbert, P.J.

We concur: Coffee, J.
Perren, J.

B188387 People
v.
Lee

Filed order vacating submission order of 2/15/07. Submission of the cause is hereby vacated so that we may consider *People v. Castello* (2007)__Cal.App.4th__ {2007 WL 1098232}. The respondent shall have twenty (20) days from the date of this order in which to file a response to Appellant's Supplemental Opening Brief and the appellant shall have ten (10) days from the filing of the response in which to file a reply after which the matter will be resubmitted.

DIVISION SEVEN

B187621 Cruz et al., (Not for Publication)
v.
Ayromloo

The judgment is affirmed. Plaintiffs are to recover their costs on appeal.

Zelon, J.

We concur: Johnson, Acting P.J.
 Woods, J.

April 23, 2007 (Continued)

DIVISION SEVEN (continued)

B195919 Raymond M. (Not for Publication)
v.
Superior Court, Los Angeles County
(L.A. Co. Department of Children and Family Services et al., r.p.i.)

Because substantial evidence supports the juvenile court's order to conduct a hearing pursuant to section 366.26, the petition is denied on the merits.

Perluss, P.J.

We concur: Johnson, J.
 Woods, J.

B195593 Bravo (Certified for Publication)
v.
Superior Court, Los Angeles County
(County of Los Angeles et al., r.p.i.)

Let a peremptory writ of mandate issue directing respondent superior court to vacate its order striking plaintiff's peremptory challenge. The challenge is reinstated and effective upon remand. The stay is dissolved.

Zelon, J.

We concur: Perluss, P.J.
Johnson, J.

DIVISION EIGHT

B189235 CV Properties, Inc., (Not for Publication)
 v.
 Hojabri,
 Abdalla v. Hojabri

The judgment is affirmed as to CV Properties. The judgment in favor of Abdalla and against Hojabri is reversed and the cause is remanded to the trial court with directions to vacate the judgment and issue an order requiring Abdalla to elect between the remedies of specific performance and contract damages. If Abdalla elects specific performance, the court is directed to enter a new judgment accordingly, and if Abdalla elects contract damages, the trial court is directed to conduct a new trial on the issue of damages only. All parties are to bear their own costs.

Boland, J.

We concur: Rubin, Acting P.J.
 Flier, J.

B190604 Los Angeles County, D.C.S.
 v.
 Rosemary M.,
 In re Alejandro Q., et al.,

Filed order denying petition for rehearing.

B196567 Mary Jones
 v.
 The Regents of the University of California

On the court's own motion, the notice of appeal filed January 12, 2007, is dismissed.